

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

HEADWATER RESEARCH LLC

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD and
SAMSUNG ELECTRONICS AMERICA, INC.

Defendants.

Case No. 2:22-CV-00422-JRG-RSP

JURY TRIAL DEMANDED

JOINT STIPULATION REGARDING COSTS

Plaintiff Headwater Research LLC (“Headwater”) and Defendants Samsung Electronics Co., Ltd and Samsung Electronics America, Inc. (“Samsung”) respectfully submit the following jointly agreed statement regarding costs in Matter No. 2:22-cv-00422 (“the -422 case”) and Matter No. 2:23-cv-00103 (“the -103 case”):

Whereas a jury rendered a verdict in the -422 case on January 17, 2025 rendering Samsung the prevailing party, and judgment was entered thereon, and

Whereas a jury rendered a verdict in the -103 case on April 25, 2025 rendering Headwater the prevailing party.

Samsung agrees not to seek recovery of a bill of costs permitted under 28 U.S.C. § 1920 in the -422 case for the January 2025 trial and costs relating thereto in consideration of Headwater’s representation that it will not seek recovery of a bill of costs permitted under 28 U.S.C. § 1920 in the -103 case.

Headwater agrees not to seek recovery of a bill of costs permitted under 28 U.S.C. § 1920 in the -103 case for the April 2025 trial and costs relating thereto in consideration of Samsung’s

representation that it will not seek recovery of a bill of costs permitted under 28 U.S.C. § 1920 in the -422 case.

However, both parties agree that the above agreements are based on the current jury verdicts as of the date of this stipulation. The parties reserve the right to seek leave of Court for a motion for entry of a bill of costs should either judgment be modified during post-trial and/or appellate proceedings in such a way as to alter the prevailing party and/or substantially alter the costs incurred.

Dated: May 8, 2025

Respectfully submitted,

By: /s/ Marc Fenster
Marc Fenster
CA State Bar No. 181067
Reza Mirzaie
CA State Bar No. 246953
Brian Ledahl
CA State Bar No. 186579
Ben Wang
CA State Bar No. 228712
Adam Hoffman
CA State Bar No. 218470
Paul Kroeger
CA State Bar No. 229074
Neil A. Rubin
CA State Bar No. 250761
Kristopher Davis
CA State Bar No. 329627
James S. Tsuei
CA State Bar No. 285530
Philip Wang
CA State Bar No. 262239
James Milkey
CA State Bar No. 281283
James Pickens
CA State Bar No. 307474
Jason M. Wietholter

By: /s/ Thad C. Kodish
Ruffin B. Cordell
TX Bar No. 04820550
Michael J. McKeon
DC Bar No. 459780
mckeon@fr.com
Jared Hartzman (*pro hac vice*)
DC Bar No. 1034255
hartzman@fr.com
FISH & RICHARDSON P.C.
1000 Maine Avenue, SW, Ste 1000
Washington, D.C. 20024
Telephone: (202) 783-5070
Facsimile: (202) 783-2331

Thad C. Kodish
GA Bar No. 427603
tkodish@fr.com
Benjamin K. Thompson
GA Bar No. 633211
bthompson@fr.com
Nicholas A. Gallo (*pro hac vice*)
GA Bar No. 546590
gallo@fr.com

CA State Bar No. 337139
Ryan Lundquist
CO State Bar No. 56449
RUSS AUGUST & KABAT
12424 Wilshire Blvd. 12th Floor
Los Angeles, CA 90025
Telephone: 310-826-7474
rak_headwater@raklaw.com

Andrea L. Fair
MILLER FAIR HENRY PLLC
1507 Bill Owens Parkway
Longview, Texas 75604
Telephone: 903-757-6400
andrea@millerfairhenry.com

Attorneys for Plaintiff
Headwater Research LLC

Steffen C. Lake (*pro hac vice*)
GA Bar No. 512272
lake@fr.com
Sara C. Fish
sfish@fr.com
GA Bar No. 873853
Noah C. Graubart
GA Bar No. 141862
graubart@fr.com
Katherine H. Reardon
NY Bar No. 5196910
reardon@fr.com
FISH & RICHARDSON P.C.
1180 Peachtree St. NE, Fl. 21
Atlanta, GA 30309
Telephone: (404) 892-5005
Facsimile: (404) 892-5002

Leonard E. Davis
TX Bar No. 05521600
ldavid@fr.com
Andria Rae Crisler
TX Bar No. 24093792
crisler@fr.com
Thomas H. Reger II
Texas Bar No. 24032992
reger@fr.com
FISH & RICHARDSON P.C.
1717 Main Street, Suite 5000
Dallas, TX 75201
Telephone: (214)747-5070
Facsimile: (214) 747-2091

John-Paul R. Fryckman (*pro hac vice*)
CA Bar No. 317591
John W. Thornburgh
CA Bar No. 154627
thornburgh@fr.com
FISH & RICHARDSON P.C.
12860 El Camino Real, Ste. 400
San Diego, CA 92130
Telephone: (858) 678-5070
Facsimile: (858) 678-5099

Meghana Thadani
NY Bar No. 5851902

thadani@fr.com

FISH & RICHARDSON P.C.

7 Times Square, 20th Floor

New York, NY 10036

Telephone: (212) 765-5070

Melissa R. Smith

State Bar No. 24001351

Melissa@gillamsmithlaw.com

Harry L. Gillam, Jr.

State Bar No. 07921800

gil@gillamsmithlaw.com

GILLAM & SMITH, LLP

303 South Washington Avenue

Marshall, Texas 75670

Telephone: (903) 934-8450

Facsimile: (903) 934-9257

Andrew Thompson (“Tom”) Gorham

State Bar No. 24012715

tom@gillamsmithlaw.com

James Travis Underwood

State Bar No. 24102587

travis@gillamsmithlaw.com

GILLAM & SMITH, LLP

102 N. College, Ste. 800

Tyler, Texas 75702

Telephone: (903) 934-8450

Facsimile: (903) 934-9257

Grant Schmidt

Texas Bar No. 24084579

gschmidt@hilgersgraben.com

Jon Hyland

jhyland@hilgersgraben.com

Texas Bar No. 24046131

Theodore Kwong

tkwong@hilgersgraben.com

Texas Bar No. 4087871

HILGERS GRABEN PLLC

7859 Walnut Hill Lane, Suite 335

Dallas, Texas 75230

Telephone: 469-751-2819

Lance Lin Yang

CA. Bar No. 260705

Lanceyang@quinnemanuel.com

Sean S. Pak

CA Bar No. 219032

seanpak@quinnemanuel.com

**QUINN EMANUEL URQUHART &
SULLIVAN, LLP**

50 California Street, 22nd Floor

San Francisco, CA 94111

Telephone: (415) 875-6600

ATTORNEYS FOR DEFENDANTS

SAMSUNG ELECTRONICS CO., LTD.

AND

**SAMSUNG ELECTRONICS AMERICA,
INC.**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on May 8, 2025. As of this date, all counsel of record had consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

/s/ Thad C. Kodish

Thad C. Kodish